

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on the date specified below.

Steffanie A. Parelo

Date

January 24, 2002

#61 Reg for  
refund

03-21-02

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 09/542,032

Examiner: R. Leykinl

Filing Date: April 3, 2000

Group Art Unit: 2837

Inventors: Alvin J. Watson

Attorney Docket: 309.017

Invention: *System and Method for Variable Pump Control*

**REQUEST FOR REFUND  
(37 C.F.R. 1.28(a))**

Commissioner of Patents  
and Trademarks  
Box 17  
Washington, D.C. 20231

OFFICE OF  
PATENT & TRADEMARK  
COMMISSIONER  
JAN 26 2002 PM 4:47

**I. REFUND REQUEST**

A deposit account credit is requested because the PTO mistakenly charged our deposit account (account number 50-1170) \$1,440.00 for a four month extension fee on December 20, 2001 when it should have been a three-month extension fee. The original amendment and extension fee was mailed on October 29, 2001 with a check in the amount of \$1,274.00 for various fees including a three-month extension fee. Due to national events, our express mail was never received by the Patent Office. On December 19, 2001, the Examiner contacted me concerning the patent application. At this time I faxed the response to the Examiner, including a copy of the check and certificate of mailing, and authorized payment by use of our account. The Examiner charged a four-month extension fee that included the time after the response was originally mailed. Please find enclosed a copy of the certificate of mailing, dated October 29, 2001 along with a copy of the check with the same date that shows a three-month extension fee should have been charged.

**II. METHOD OF REFUND**

Applicant requests that the refund of \$520 be credited to Deposit Account No. 50-1170.

Respectfully submitted,

Peter C. Stomma

Registration No. 36,020

Dated: January 24, 2002



Return To:

USPTO  
Home  
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Home  
Page**Deposit Account Statement**

**Requested Statement Month:** December 2001  
**Deposit Account Number:** 501170  
**Name:** BOYLE & FREDRICKSON, SC  
**Attention:** JAMES BOYLE  
**Address:** 250 E WISCONSIN AVE  
**City:** MILWAUKEE  
**State:** WI  
**Zip:** 53202

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
12/03	15	78022673		362	\$100.00	\$2,413.00
12/04	83	09993103	141.007	581	\$40.00	\$2,373.00
12/05	142	09182977	09247/002001	179	\$30.00	\$2,343.00
12/05	159	499378		567	\$30.00	\$2,313.00
12/06	1	09471818	117	103	\$18.00	\$2,295.00
12/06	366	09914867	1240.026	154	\$130.00	\$2,165.00
12/10	103	09591326	2268-00937	179	\$30.00	\$2,135.00
12/11	40	09993103		704	-\$36.00	\$2,171.00
12/11	116	PCT/US01/44917	146.042	899	\$220.00	\$1,951.00
12/11	118	PCT/US01/44917	146.042	566	\$30.00	\$1,921.00
12/12	40	10006090	528.003	102	\$48.00	\$1,873.00
12/12	42	10006090	528.003	103	\$90.00	\$1,783.00
12/12	176	502045		466	\$30.00	\$1,753.00
12/13	19	09995369	1174.174	102	-\$174.00	\$1,927.00
12/13	21	09995369	1174.174	102	\$84.00	\$1,843.00
12/13	23	09995369	1174.174	103	\$72.00	\$1,771.00
12/14	24	09945028	39.004	202	\$42.00	\$1,729.00
12/17	174	10013102		704	-\$84.00	\$1,813.00
12/20	6	09542032	P-01869-USO	118	\$1,440.00	\$373.00
12/21	1	09542032	P-01869-USO	103	\$18.00	\$355.00
12/21	2	09542032	P-01869-USO	102	\$336.00	\$19.00
12/21	29	E-REPLENISHMENT		701	-\$1,274.00	\$1,293.00
12/31	28	1897207		704	-\$100.00	\$1,393.00
12/31	30	74434350		704	-\$100.00	\$1,493.00
START BALANCE			SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
\$2,513.00			\$2,788.00	\$1,768.00	\$1,493.00	

The stamp of the PTO hereon may be taken as acknowledging receipt of the date stamp of:

Attorney PCS

①	Transmittal Form	<u>\$1274.00</u>	<u>✓</u>
②	Fee Transmittal (in duplicate) with Fee \$ <u>200.00</u>		<u>✓</u>
③	Amendment/Response <u>12 pages</u>		<u>✓</u>
4.	Response to Notice to File Missing Parts of Appln.		<u>✓</u>
5.	Statement/Preliminary Amendment		<u>✓</u>
⑥	Req. for Ext. of Time (months <u>3</u> )		<u>✓</u>
7.	Notice of Appeal (in triplicate)		<u>✓</u>
8.	Copy of Notice of Missing Parts		<u>✓</u>
9.	Declaration and Power of Attorney		<u>✓</u>
10.	Recordation Form, Assignment and Fee \$40.00		<u>✓</u>
⑪	<u>Certificate of Mailing</u>		<u>✓</u>
12.			
Serial No.: <u>09/532.032</u>		Date Sent <u>10/29/01</u>	
Inventor(s) <u>WATSON</u>		Date Due <u>11-18-01</u>	
Client <u>EATON Corp.</u>		Docket No. <u>309.017</u>	

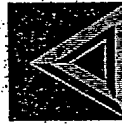
**BOYLE, FREDRICKSON, NEWHOLM, STEIN & GRATZ, S.C.**

**13083**

DATE	DESCRIPTION	CHECK		NET AMOUNT
		AMOUNT	DEDUCTION	
10/29/01	Director of U.S. Patent & Trademark Ofc. 10/29/01 3 month extension/309.017	1274.00		1274.00

CHECK DATE 10/29/01	CONTROL NUMBER 13083	TOTALS ► Gross:	1274.00	Ded:	0.00	Net:	1274.00
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**BOYLE, FREDRICKSON, NEWHOLM,**



**STEIN & GRATZ, S.C.**

250 E. WISCONSIN AVE.  
SUITE 1030  
MILWAUKEE, WI 53202

INTELLECTUAL PROPERTY LAW

M&I MARSHALL & ILSLEY BANK  
12-5-750

**13083**

DATE 10/29/01  
CHECK AMOUNT \*\*\$1,274.00

\*\*\* ONE THOUSAND TWO HUNDRED SEVENTY-FOUR & 00/100 DOLLARS

PAY

TO THE  
ORDER

OF: Director of U.S. Patent & Trademark Ofc.

Washington, DC 20231

TWO SIGNATURES REQUIRED ON AMOUNTS EXCEEDING \$5000

*John J. Gratz*